

ARBITRATION OF ALSOP CLAIM

Protocol signed at Santiago December 1, 1909

Entered into force December 1, 1909

Award pronounced on July 5, 1911 by King George V¹

Treaty Series 535½

The Government of the United States of America and the Government of the Republic of Chile, through their respective Plenipotentiaries, to-wit:

Seth Low Pierrepont, Chargé d'Affaires of the United States of America, and Agustin Edwards, Minister of Foreign Affairs of Chile, who, after having communicated to each other their respective full powers, found in good and due form, have agreed upon and concluded the following

PROTOCOL OF SUBMISSION

Whereas the Government of the United States of America and the Government of the Republic of Chile have not been able to agree as to the amount equitably due the claimants in the Alsop claim;

Therefore, the two Governments have resolved to submit the whole controversy to His Britannic Majesty EDWARD VII who as an "aimable compositeur" shall determine what amount, if any, is, under all the facts and circumstances of the case, and taking into consideration all documents, evidence, correspondence, allegations, and arguments which may be presented by either Government, equitably due said claimants.

The full case of each Government shall be submitted to His Britannic Majesty, and to the other Government through its duly accredited representative at St. James, within six months from the date of this agreement; each Government shall then have four months in which to submit a counter case to His Britannic Majesty, and to the other Government as above provided, which counter case shall contain only matters in defense of the other's case.

The case shall then be closed unless His Britannic Majesty shall call for further documents, evidence, correspondence, or arguments from either Government, in which case such further documents, evidence, correspondence, or arguments shall be furnished within sixty days from the date of the call. If not so furnished within the time specified, a decision in the case shall

¹ For background on the Alsop claim, see 1910 For. Rel. 138; for text of award, see 1911 For. Rel. 38.

be given as if such documents, evidence, correspondence, or arguments did not exist.

The decision by His Britannic Majesty shall be accepted as final and binding upon the two Governments.

In witness whereof, the undersigned Plenipotentiaries of the United States and Chile have signed the above Protocol both in the English and Spanish languages, and hereunto affixed their seals.

Done in duplicate, at the City of Santiago, this 1st. day of December, 1909.

SETH LOW PIERREPONT [SEAL]

AGUSTIN EDWARDS [SEAL]